

1885-038 Chancery Causes: Gdn. of Nora L. Snyder vs. Henry C. Joslyn, gdn.
Lee Co

Pennington

CA-Estate Dispute
T-Property

To the Hon, John A. Kelly Judge of the Circuit Court
of Lee County Virginia:

Your petitioner Marion J. Pennington
Guardian for Nora L. Snyder in Daviess County State
of Missouri would respectfully show unto your Honor
that on the 12th day of May 1884 he was duly appointed
by the Probate Court of said County of Daviess State of Missouri
Guardian for said Nora L. Snyder and that on that
day he executed bond as such to the said State of Missouri
in the penalty of \$600.00 with John Baxter and John A. Penning-
ton as his sureties all of which will appear by reference
to a transcript from the records of said Probate Court
hereunto filed as a part of this petition Marked (C)

Petitioner further states that John Baxter and John A.
Pennington his sureties in his said bond as guardian of
said are good and ample surety for the full penalty of said
guardian bond, as will appear by reference to the sworn
Statement of John L. Snyder and John T. Shaw hereunto
filed as a further part of this petition Marked (D.)

Prior to the appointment of your petitioner as guardian
for said Nora L. Snyder, one Absalom F. Snyder his father
was her legal guardian in said State of Missouri, but he
has resigned his said office in said County of Daviess and
has removed therefrom, and your petitioner has taken his
place, and while the said Absalom F. Snyder, was acting
as such guardian he filed his petition in this Honorable
Court against one Henry C. Joslyn guardian for said Nora L.
Snyder in Lee County Virginia: praying for a removal of
the estate of said Nora L. Snyder from the hands and control

of said Joslyn in See Bo V^a to the hands of said Absalom F. Snyder her guardian in Daws County Missouri and such proceedings were had under that petition as to transfer to said A. F. Snyder the sum of \$185.94 a part of the estate of said Nora L. Snyder then in the hands of said Joslyn, of which sum \$160.83 was cash and the residue was in the nature of fee bills and costs incident to said petition.

Petitioner further states that by a report of said H. B. Joslyn filed in the said Snyder petition he states that there will come into his hands as such guardian in See the further sum of \$194.98 the net proceeds of the sale of said Nora's land with interest from June 20th 1882 but that out of that sum some additional costs will have to be paid, and that he will be entitled to retain something for his services in the premises.

Petitioner further states that Harwood Sprinkle the purchaser of said land, by the judgment of your Honor, obtained an abatement of \$34.65 out of said \$194.98 on account of the land purchased, falling short of the quantity sold, so that said Joslyn now only has in his hands the sum of \$160.33 with interest from June 20 1882, instead of \$194.98 as heretofore reported by him in response to said A. F. Snyder's petition, and this last named sum is liable to said costs and charges.

Petitioner further states, that in the case of A. F. Snyder v. H. B. Joslyn guardian &c. the notice required by law for the removal of the money of said Nora L. has been made posted and published as required by statute in such cases. That said A. F. Snyder is not now the guardian of said Nora L. Snyder in Daws County

Missouri the place of her residence. That there is or will beget
in the hands of said Joslyn her guardian in Lee County Va. said sum
of \$160.33 with interest as aforesaid subject to said costs & charges. &
that Petitioner as the present guardian in Missouri of the said
Nora L. Snyder is entitled to have transferred to him said last
named sum of money. And to obtain that end is the object of
this petition. Your petitioner therefore prays that said
H. B. Joslyn guardian in Lee Co Va. for said Nora L. Snyder be
made a party to this petition and be required to answer and
say how much there is in his hands due said Nora L. Snyder
after the payment of costs & charges, that this petition be heard
with that of A. F. Snyder against said Joslyn guardian. That on
a further hearing of the two the order entered in the latter on
the 2nd day of Dec. 1882. be set aside reversed and annulled. and
that the money therein ordered to be transferred to said A. F. Snyder
be now decreed and ordered to be paid by said Joslyn guardian
to your Petitioner as the present lawful guardian of the said
Nora L. Snyder in Daviess County State of Missouri and
as in duty bound petitioner will ever pray.

Marion J. Pennington guardian
for Nora L. Snyder Daviess Co Mo.

By H. J. Morgan atty.

Marion J. Pennington Guard &c

vs. } Petition

Henry B. Joslyn Guard &c

Filed at Mr. Term 1885
J. C. B. Hyatt & Co

Absalom Snyder Guard & Peff }
 vs. } On a Petition
 Henry C. Joslyn Guard & Peff }
 Marion J. Pennington Guard & Peff }
 vs. } On a Petition
 Henry C. Joslyn Guard & Peff }

On motion it is ordered that these two petitions
 be heard together, and therefore they came on to be heard
 on the papers heretofore read in the first, and the petition
 and exhibits thereunto in the second cause, and the report
 in the nature of an answer of Henry C. Joslyn same Guard
 for Nora L. Snyder filed in the second. And was argued
 by counsel. On consideration of all which, and for reasons
 shown in the second petition it is adjudged ordered and
 decreed that the order and decree entered in the first
 cause on the 2nd of Dec. 1882, in so far as it directs the
 H. C. Joslyn the same guardian for Nora L. Snyder, to transmit
 and deliver the fund in his hands, or due him, belonging to
 his said ward, to A. F. Snyder the foreign guardian be
 reversed annulled and set aside & vacated. And the
 report of H. C. Joslyn filed in the first cause on the 13th Nov. 1882
 be modified and affirmed to the extent shown in his report
 filed in the second cause, and the said last report is hereby
 confirmed in all things. And it is now further adjudged
 ordered and decreed that Henry C. Joslyn the same guardian
 for Nora L. Snyder do transfer, deliver, and pay over to
 Marion J. Pennington the foreign guardian for said ward
 the sum of \$163.17 as shown to be in his hands by his report
 in the second cause, after the payment of expenses & charges.

A. F. Snyder Guardian
Marion J. Cunningham

vs. } Decm 1

Henry C. Joslyn Guardian

March Term 1885.

Entered C. P. Page 438

J. R. Gibson D.C.

~~Enter this~~

J. A. K.

Mar 28/85

Said Joslyn will report his return under this claim to
court, and until the coming in of the above petition
be continued;

A. F. Snyder Guard & Off.
 vs.
 Henry B. Joslyn Guard & Dft.
 Marion J. Pennington Guard & Off.
 vs.
 Henry B. Joslyn Guard & Dft.

} On a Petition
 }
 } On a petition

To the Hon John A. Kelly Judge of the Circuit Court of Lee County Virginia

In a report filed by me in the first of these cases, on the 13th of Nov. 1882 I there state the net proceeds of the sale of Nora L. Snyder's land at \$194.98 with interest from June the 20th 1882

When Court Morgan came to collect the purchase money notes from H. L. Sprinkle the purchaser of said land He pleaded a deficiency in the quantity of the land sold him and obtained an abatement out of the purchase price of \$34.65 which leaves only the sum of \$160.33 with interest as aforesaid instead of the sum reported by me in my said report of Nov. 13th 1882.

A. F. Snyder as I am informed, is no longer the foreign guardian for Nora L. Snyder, and Marion J. Pennington is at this time her guardian in Missouri

I have as yet retained nothing for my services as her guardian for Nora L. Snyder, either on account of the fund of \$185.94 heretofore transmitted by me to A. F. Snyder or of the \$160.33 now in my hands, or due my ward.

I find there are some unpaid taxes against my said wards land before the same was sold, which is for aforesaid to be paid out of the fund

There is some cost due Mr Hyatt in the case of
A. F. Snyder against myself and some costs in the new
petition of Marion Pennington against myself all of
which will have to be paid out of the fund on hand
and when these shall have been paid my account
will stand as shown in the following table.

Nett proceeds of sale of land due June 20 1882.	\$160.83
Interest on same to	<u>22.89</u>
Total Sum due + in my hands	\$183.22
By amt returned by me as com. + in this former fund	10.00
1 By amt paid Taxes on land prior to sale.	.96
2 By " paid Hyatt in two cases.	4.09
3 By " " Mergers fee in second petition	<u>5.00</u> \$2005
Nett balance after paying said matters this sum	163.17

Now by way of answer to the petition of said
Marion Pennington for a guardian for Nora L. Snyder
I have to state that after paying said several items now
refused to and shown above there yet remains in
my hands as the home guardian of Nora L. Snyder
the sum of \$163.17 as shown above and which I am
ready to dispose of as your Honor may direct.

Respectfully submitted

Henry C. Joslyn Home Guardian

Henry C. Joslyn Guard

ad. } Report

Mason J. Pennington Guard

96 cts

Received of H. C. Joslyn Guardian
for Nora L. Snyder the Sum of
Ninety Six Cents. on Tax on the land
of said Nora L. Snyder for the year
1881. This March 26th 1888.

J. T. Cecil

Late Treasurer Lee Co

No. 1.

Absolam Snider Quarter

1882	To J. & S. Hyatt clk Lec Circuit Court & Dr	
Novr.	Filing report in Chcy Cause W. H. C. Jollyn Am.	.18
	Decree. 36. 1883. 3 orders cont'd this year 108.	1.44
1884	3 orders cont'd for year 1884	1.08
1885.	Mr. Filing petition 18, order 36.	.51
"	Aug, Filing report 18, Decree final 36 Tax costs rec'd 40	.91
Received payment of H. C. Jollyn boardman \$4.09		
for Nora L. Snider		
J. & S. Hyatt clerk,		

Abraham S. S. S. S.

To 7 Free Will
\$4.09

J. S. S. S. S. S.

By H. C. S. S. S.

No. 2

So.

Marion J. Cunningham Guard &c.

1884-5

To Henry J. Morgan

5

March.

To Preparing your Petition for transfer of land & survey
many from lands of H. B. Jorlyn in Sub to, &c. &c.
in Missouri.

5.00

Each of H. B. Jorlyn five dollars the above for

Henry J. Morgan atts.

March 26 1884

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Received of Henry B. Jolyon the guardian of Nora E. Snyder
in Lee County Va. the Sum of One hundred & Sixty two dollars
+ 35 cents the nett proceeds of the sale of her interest in
a tract of land in Lee Co Va. Shipped to contain 68 acres, but
which only contained about 57 or 58 acres. & which interest
consisted of one half thereof April 27th 1885

Marion G. Pennington Guardian
for Nora E. Snyder in Dan Co. W. Va.

A. F. Snyder Guardian & Poff

vs.

On a Petition

H. B. Joslyn Guardian & Deft.

Miriam J. Pennington Guardian & Poff

vs.

On a Petition

Henry B. Joslyn Guardian & Deft.

To the Hon John A. Kelly Judge of the circuit Court
of Lee County Virginia:

Pursuant to your decree entered in these causes on
the 28th day of March 1885 after deducting 82 cents
the cost of two Money orders I have transmitted to the
Petitioner in the second cause - Miriam J. Pennington the
Guardian for Nora L. Snyder in Davies County Mo. the
sum of \$162.35 as shown by his receipt herewith filed
marked (C) and with the cost of said Money orders amounts
in the aggregate to \$163.17 the sum directed to be turned
over to him by the said decree, and I have now transmitted
and disposed of all Money in my hands belonging to
said Nora L. Snyder

All which is respectfully submitted

Henry B. Joslyn Guardian for
Nora L. Snyder in Lee Co. Va.

A. F. Snyder Guard
M. J. Pennington Guard.

17. { Com. Report to 2 June

Henry C. Joslyn Guard

Filed May 11. Dec 12th 1885

J. A. Joslyn

CERTIFIED COPY OF ORDER.

Rev. Stat., Sec. 2321.

State of Missouri, }
 County of Daviess } ss.

May TERM, 1884

In the Probate Court of said County, on the 12th
 day of May 1884, the following, among other proceedings, were had, viz:

In the Matter of the Estate of }
 Nora L Snyder a - minor }

Now at this day it having come to the knowledge of the Judge of the Probate Court that Nora L Snyder Minor heir of Zion Pennington deceased is without a lawful guardian of her person and Estate, And the Court having full faith and confidence in the ability and integrity of Marion J. Pennington a resident of Daviess County Missouri.

It is therefore ordered that he be and he is hereby appointed Guardian of the person and Estate of Nora L Snyder she being under fourteen years of age and that he enter into bond as such Guardian to the State of Missouri for the use of said Minor in the sum of Six hundred dollars Conditioned according to Law. And now came said Marion J. Pennington and file said Sum of Six hundred dollars with John Caster and John A Pennington his Sureties which is approved and said Guardian ordered to enter upon the discharge of his duties.

STATE OF MISSOURI,

County of Daviess } ss. I, Frank C. Wing Judge & ex-officio Clerk
of the Probate Court, in and for said County, hereby certify the above and foregoing to be
a true copy of the proceedings of our said Probate Court, on the day and year
above written, as the same appears of record in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said

Court, at office in Gallatin this the 23rd
day of May 1884.

Frank C. Wing Judge & ex-officio
Clerk of Probate Court.

By D. C.

No.

Certified Copy of Order

OF

Probate

COURT,

MADE AT

May

Term, 1884

IN THE MATTER OF

The estate of

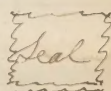
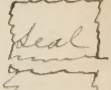
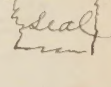
Horace L. Alexander

Guardian's Bond
State of Missouri }
County of Daviess } ss

Know all men by these presents
That we Marion J Pennington as principal,
and John Caster and John A Pennington as
Securities, are held and firmly bound unto
the State of Missouri in the Sum of Six hun-
dred dollars, for the use of Nora L. Snyder
Minor heir of Zion Pennington Deceased, minor
under the age of fourteen years, for the payment
of which we bind ourselves, our heirs, Executors
administrators, firmly by these presents Sealed
with our seals and dated this 12th day of
May A.D. 1884

The condition of the above bond is, That
if Marion J Pennington Shall faithfully
discharge all his duties as Guardian and Curator
of Said Minor according to law, then this
bond to be void; Otherwise to remain in full
force and virtue.

Witness our hands and seals the day and year aforesaid.

Marion J. Pennington 
John Caster 
John A Pennington 

Approved in open Court

This 12th day of May 1884

Frank Ewing

Probate Judge

Guardians Bond

Marion J Pennington
Principal

John Easter
John A Pennington
Securities

Personal Estate of
Nora L Snyder

Attestation of Keeper of the Records.

STATE OF MISSOURI,
County of Davies } ss.

Office of the Judge of Probate and Ex-Officio Clerk of the
Probate Court. May 23rd 1884

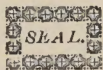
I, Frank Ewing, Judge of Probate and Ex-Officio Clerk of the
Probate Court in and for Davies County and State of Missouri, do hereby certify

the foregoing to be a true and accurate copy of the order appointing Marion
A. Pennington guardian of the person and Estate of Nora
L. Snyder minor heir of Zion Pennington deceased Also the bond
of said guardian

as the same appears of record in my office. and that he is now the legally qualified guar-
dian of said minor

In Testimony Whereof, witness my hand and seal of office, at Gallatin

Missouri, the date above.



[Signed]

Frank Ewing

Judge of Probate and Ex-Officio Clerk of the Probate Court.

Certificate of Presiding Justice.

STATE OF MISSOURI,
County of Davies } ss.

I, Frank Ewing, Judge of

Probate, do certify that Frank Ewing, by whom the annexed Record, Certificate and
Attestation were made and given, and who, in his own proper handwriting, has thereunto subscribed his
name and affixed his official seal, was at the time of so doing, and is now, Clerk of the Probate Court, duly
commissioned and qualified, and that the said Attestation is in due form and made by the proper officer.

In Testimony Whereof, I have hereunto set my hand this 23rd day of

May 1884.

[Signed]

Frank Ewing

Judge of Probate.

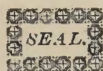
STATE OF MISSOURI,
County of Davies } ss.

I, Frank Ewing Judge of

Probate and Ex-Officio Clerk of the Probate Court, do certify that Frank Ewing
by whom the foregoing Attestation was made, and whose name is thereto subscribed, was at the time
of making the same, and still is, Judge of Probate, in and for Davies County, Missouri,
duly commissioned and qualified according to law.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court this

23rd day of May 1884.



Frank Ewing

Judge of Probate and Ex-Officio Clerk of the Probate Court.

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